

Regular Session, 2008

SENATE BILL NO. 761

BY SENATOR CROWE

FISH/FISHING. Provides relative to certain commercial fisheries licenses. (gov sig)

1 AN ACT

2 To amend and reenact R.S. 56:305(H) and to enact R.S. 56:303.6(D), relative to certain
3 commercial fisheries licenses; to provide relative to commercial oyster harvester
4 licenses; to provide relative to certain commercial gear licenses; to provide certain
5 license conditions and requirements; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 56:305(H) is hereby amended and reenacted and R.S. 56:303.6(D)
8 is hereby enacted to read as follows:

9 §303.6. Oyster harvester license

10 * * *

11 **D. After the effective date of this Subsection, the department shall not**
12 **issue any new commercial oyster harvester licenses. The department may issue**
13 **renewal licenses to any person, company, or corporation that held a valid**
14 **commercial oyster harvester license during the 2004, 2005, 2006, and 2007**
15 **calendar years.**

16 * * *

17 §305. Commercial gear license; issuance to certain nonresidents prohibited;

1 moratorium on certain new gear licenses; renewals

2 * * *

3 H. ~~(1) For license year 2005, in addition to any other fees provided for in this~~
4 ~~Section, any commercial fisherman who purchases a trawl, skimmer, or butterfly~~
5 ~~gear license shall be required to pay an annual fee of ten dollars for residents and~~
6 ~~forty dollars for nonresidents for deposit into the Shrimp Trade Petition Account as~~
7 ~~provided for in R.S. 56:10(B)(1)(b)(ii). The licensee shall pay the fee required by this~~
8 ~~Subsection only once in any single license year.~~

9 ~~(2) For license year 2006, in addition to any other fees provided for in this~~
10 ~~Section, any commercial fisherman who purchases a trawl, skimmer, or butterfly~~
11 ~~gear license shall be required to pay an annual fee of fifteen dollars for residents and~~
12 ~~sixty dollars for nonresidents for deposit into the Shrimp Trade Petition Account as~~
13 ~~provided for in R.S. 56:10(B)(1)(b)(ii). The licensee shall pay the fee required by this~~
14 ~~Subsection only once in any single license year~~ **After the effective date of this**
15 **Subsection, the department shall not issue any new commercial gear licenses for**
16 **oyster dredges or oyster tongs. The department may issue renewal licenses to**
17 **any person, company, or corporation that held a valid commercial gear license**
18 **for such gear during the 2004, 2005, 2006, and 2007 calendar years.**

19 Section 2. This Act shall become effective upon signature by the governor or, if not
20 signed by the governor, upon expiration of the time for bills to become law without signature
21 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
22 vetoed by the governor and subsequently approved by the legislature, this Act shall become
23 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by J. W. Wiley.

DIGEST

Present law provides for the issuance of commercial oyster harvester licenses and commercial gear licenses for oyster dredges and oyster tongs.

Proposed law requires DWF to not issue any new commercial oyster harvester licenses. Further provides that the department may issue renewal licenses to any person, company, or corporation that held a valid commercial oyster harvester license during the 2004, 2005,

2006, and 2007 calendar years.

Proposed law requires DWF to not issue any new commercial gear licenses for oyster dredges or oyster tongs. Further provides that the department may issue renewal licenses to any person, company, or corporation that held such commercial gear licenses during the 2004, 2005, 2006, and 2007 calendar years.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 56:305(H); enacts R.S. 56:303.6(D))